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13 UNITED STATES DISTRICT COURT
14 NORTHERN DISTRICT OF CALIFORNIA
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17 PATTY LEE KELM,
18 Plaintiff,
19 vs.
20 KAISER FOUNDATION HOSPITALS,
21 Defendant.

Case No.: C 05 03856 MEJ

**STIPULATION TO SUBSTITUTE
METHODS OF ALTERNATIVE
DISPUTE RESOLUTION AND
~~[PROPOSED]~~ ORDER**

RECITALS

WHEREAS on January 26, 2006, the Court ordered the parties to attend a settlement conference with a magistrate judge as part of the Court's Alternative Dispute Resolution ("ADR") program;

WHEREAS, since that time, the parties have conducted initial rounds of discovery and now believe that participating in mediation in lieu of a settlement conference would be more beneficial to resolving this case;

WHEREAS the parties agree that a court-appointed mediator would be beneficial in resolving the matter.

STIPULATION

The parties hereby agree and stipulate to utilize a court-appointed mediator, pursuant to ADR Local Rule 6, in lieu of attending a settlement conference with a magistrate judge.

Date: April 11, 2006

Plaintiff's Counsel

/s/

Charles J. Katz

Attorney for Plaintiff

PATTY LEE KELM

Date: April 12, 2006

Defendant's Counsel

/s/

Deborah R. Schwartz

Attorney for Defendant

KAISER FOUNDATION HOSPITALS

ORDER

Based upon the foregoing Stipulation, and good cause appearing therefore, the Court orders the following:

1. The parties are ordered to attend mediation pursuant to ADR Local Rule 6. The ADR staff will appoint a mediator who is available and has no apparent conflicts of interest.

IT IS SO ORDERED.

Date: April 14, 2006

Date:

Maria-Elena James
United States Magistrate

